

---

By: **Delegate Heller**  
Introduced and read first time: February 24, 2003  
Assigned to: Rules and Executive Nominations  
Re-referred to: Ways and Means, March 6, 2003

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 21, 2003

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland Public Secondary School Athletic Association Members -**  
3 **Coaching Personnel - Hiring**

4 FOR the purpose of requiring public schools that are members of the Maryland Public  
5 Secondary School Athletic Association to follow certain provisions for hiring  
6 coaching personnel; requiring member schools to employ on a priority basis, as  
7 coaches only, certain employees of the county board of education; providing that  
8 a noncertificated employee of the county board ~~can~~ may be hired for a coaching  
9 position if certain employees are not qualified or not available; providing that  
10 certain terms shall be addressed by the county board and within employee  
11 contracts; providing that temporary emergency coaches ~~can~~ may be employed by  
12 member schools if certain conditions are met using certain procedures; and  
13 generally relating to the hiring of coaching personnel by schools that are  
14 members of the Maryland Public Secondary School Athletic Association.

15 BY repealing and reenacting, with amendments,  
16 Article - Education  
17 Section 2-205(c)  
18 Annotated Code of Maryland  
19 (2001 Replacement Volume and 2002 Supplement)

20 BY adding to  
21 Article - Education  
22 Section 6-107.1  
23 Annotated Code of Maryland  
24 (2001 Replacement Volume and 2002 Supplement)

1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article - Education**

4 2-205.

5 (c) (1) [The] EXCEPT AS PROVIDED IN § 6-107.1 OF THIS ARTICLE, THE State  
6 Board shall adopt bylaws, rules, and regulations for the administration of the public  
7 schools.

8 (2) These bylaws, rules, and regulations have the force of law when  
9 adopted and published.

10 (3) The bylaws, rules, and regulations apply to each county. However,  
11 they do not apply to Baltimore City to the extent that they relate to matters that are  
12 the subject of other provisions of this article that do not apply to Baltimore City.

13 6-107.1.

14 (A) IN THIS SECTION, "MEMBER SCHOOLS" MEANS PUBLIC SCHOOLS THAT  
15 ARE MEMBERS OF THE MARYLAND PUBLIC SECONDARY SCHOOLS ATHLETIC  
16 ASSOCIATION.

17 (B) MEMBER SCHOOLS SHALL COMPLY WITH THE PROVISIONS OF THIS  
18 SECTION FOR HIRING COACHING PERSONNEL.

19 (C) MEMBER SCHOOLS SHALL EMPLOY, ON A PRIORITY BASIS AND AS  
20 COACHES ONLY, TEACHERS OR CERTIFICATED PROFESSIONAL EDUCATOR  
21 EMPLOYEES OF THE COUNTY BOARD OF EDUCATION FOR A SPECIFIC COACHING  
22 ASSIGNMENT.

23 (D) (1) IF A TEACHER OR A CERTIFICATED PROFESSIONAL EDUCATOR  
24 EMPLOYEE OF THE COUNTY BOARD OF EDUCATION IS NOT QUALIFIED OR NOT  
25 AVAILABLE, A NONCERTIFICATED EMPLOYEE OF THE COUNTY BOARD MAY BE  
26 EMPLOYED FOR A COACHING POSITION.

27 (2) THE TERMS GOVERNING EMPLOYMENT, PAYMENT, AND  
28 EVALUATION WITH JUST CAUSE OF NONCERTIFICATED EMPLOYEES HIRED FOR A  
29 COACHING POSITION SHALL BE ADDRESSED BY THE COUNTY BOARD OF EDUCATION  
30 AND WITHIN EMPLOYEE CONTRACTS.

31 (E) USING THE PROCEDURES SET FORTH IN COMAR 13A.06.03.04B(2), MEMBER  
32 SCHOOLS MAY EMPLOY TEMPORARY EMERGENCY COACHES IF NO ACCEPTABLE AND  
33 QUALIFIED COACHES ARE AVAILABLE FROM THE FOLLOWING PERSONNEL  
34 EMPLOYED BY THE COUNTY BOARD:

35 (1) TEACHERS;

1                   (2)     ~~CERTIFIABLE~~ CERTIFICATED PROFESSIONAL EDUCATOR ~~TEACHERS~~  
2 EMPLOYEES; OR

3                   (3)     ~~NONCERTIFIABLE~~ NONCERTIFICATED FULL-TIME EMPLOYEES.

4     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 July 1, 2003.